

AMENDED IN SENATE APRIL 16, 2004

SENATE BILL

No. 1524

Introduced by Senator Vincent

February 19, 2004

An act to ~~repeal~~ *amend* Section 19858 of the Business and Professions Code, relating to gambling.

LEGISLATIVE COUNSEL'S DIGEST

SB 1524, as amended, Vincent. Gambling Control Act.

The Gambling Control Act provides for the licensure and regulation of various legalized gambling activities and establishments by the California Gambling Control Commission and the enforcement of those activities by the Division of Gambling Control within the Department of Justice. Under that law, a person is deemed unsuitable to hold a state gambling license, a requirement for owning a gambling establishment, if that person, or any partner, officer, director, or shareholder of that person, has a financial interest in a business or organization engaged in any form of prohibited gambling, as specified. *Publicly traded racing associations, qualified racing associations, and specified corporate licensees of these entities are exempt from that restriction.*

This bill would ~~repeal that provision of law~~ *delete that exemption. The bill would also create an exception to the provision deeming a person unsuitable to hold a state gambling license, when a specific form of gambling is not prohibited when conducted on federal Indian lands.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1. Section 19858 of the Business and Professions~~

SECTION 1. Section 19858 of the Business and Professions Code is amended to read:

19858. (a) ~~Except as provided in subdivision (b), a~~ A person shall be deemed to be unsuitable to hold a state gambling license to own a gambling establishment if the person, or any partner, officer, director, or shareholder of the person, has any financial interest in any business or organization that is *or has* engaged in any form of gambling prohibited by Section 330 of the Penal Code, whether within or without this state, *except where a specific form of gambling is not prohibited when conducted on federal Indian lands.*

~~(b) Subdivision (a) does not apply to a publicly traded racing association, a qualified racing association, or any person who is licensed pursuant to subdivision (b) or (c) of Section 19852.~~

~~Code is repealed.~~